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October 11, 2007

## VIA FACSIMILE AND E-MAIL

Karin Arrospide, Esq. Barnes, Iaccarino, Virginia, Ambinder & Shepard, PLLC. 258 Saw Mill River Road Elmsford, New York 10523

> Re: Trustees of the Teamsters Local 456 Pension, et al. v.

Canal Asphalt Corp. Docket: 07 CIV 6650

Trustees of the Teamsters Local 456 Pension, et al. v

Burtis Construction Co., Inc.,

Docket: 07 CIV 6637

Dear Karin:

With the court's permission the October 12, 2007 conferences in connection with the two actions listed above was adjourned to November 2, 2007 at 9:30 a.m. However, if we return a Stipulation of Discontinuance before November 2, 2007 no appearance will be necessary. No further adjournments will be granted by the court.

Thank you for your consideration in this matter.

Very truly yours,

GOETZ FITZPATRICK LLP

RSV: am

Honorable Justice Charles Brieant (via facsimile) Alice Cama (via facsimile)

Donald J. Carbone

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